

Conner, J

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ABACUS AMERICA, INC. d/b/a
APLUS.NET,

Plaintiff,

- against -

TSV GROUP, INC.,

Defendant.

Stipulation and Order of Voluntary
Dismissal

Case No.: 07CV11142
Judge Conner

ECF Case

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that the above-captioned action is voluntarily dismissed in all respects, inclusive of all claims and counterclaims by all parties, with prejudice and without costs or attorneys' fees to either party.

Dated: December 31, 2007

KIRKLAND & ELLIS LLP

LITTMAN KROOKS LLP

By:

[Signature]
Eric F. Leon (EL-5780)
Laura B. Kadetsky (LK-8039)
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Attorneys for Plaintiff

By:

[Signature]
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Attorneys for Defendant

SO ORDERED

William C. Conner

Judge William C. Conner

SR. U.S.D.J.

DATED: White Plains, NY
Jan. 2, 2008

USDC SDNY
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